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6 Dean W. O'Connor # 011941
7 Attorney for New Horizon

8 **IN THE UNITED STATES BANKRUPTCY COURT**
9 **FOR THE DISTRICT OF ARIZONA**

10 **In Re:**

11 **SUSAN SIMPSON,**

12 **Debtor,**

Chapter 13 Proceeding

Case No: 2:20-bk-02088-EPB

13 **NEW HORIZONS ROTH 401K PROFIT**
14 **SHARING PLAN, BRAD GILBERSTON**
15 **AS TRUSTEE,**

16 **Movant,**

NOTICE OF DEFAULT

Re 5320 E. THUNDERHAWK RD

17 **v.**

CAVE CREEK, ARIZONA

18 **SUSAN SIMPSON AND DARWIN**
19 **SIMPSON, a married couple,**

20 **Respondents.**

21 New Horizons files this Notice of Default by Debtor. A letter was sent to Debtor's
22 counsel via email on June 7, 2021 informing the Debtor and her counsel of the default in
23 required payments required to Chase Bank and plan payments under the order and stipulations
24 filed in this case. See attached Exhibit A.

25 **RESPECTFULLY SUBMITTED** this 7th day of June, 2021.

26 **DEAN W. O'CONNOR, P.L.L.C.**
27 **By: /s/ Dean W. O'Connor**
28 **Dean W. O'Connor**
Attorney for New Horizons

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CERTIFICATE OF SERVICE

ORIGINAL of the foregoing efiled on June 7, 2021 with:

The US Bankruptcy Court
230 N Central Ave
Phoenix, Az 85003

and a COPY was emailed and mailed on June 7, 2021 to:

Gary R. Stickell
Gary R. Stickell, Attoney at Law PC
301 E Bethany Home Suite B100
Phoenix, Az 85012

By: Dean W. O'Connor

DEAN W. O'CONNOR, P.L.L.C.

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DEAN W. O'CONNOR

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E-MAIL dean@dean-oconnor.com

June 7, 2021

Gary Stickell
301 W. Bethany Home Rd Suite B100
Phoenix, AZ 85012

NOTICE OF DEFAULT: Susan Simpson 2:20-bk-02088 EPB

Mr. Stickell:

Based on the records and information received, the Debtor Susan Simpson is in Default under the order as to New Horizons' Motion to Lift Automatic Stay or Request for Adequate Protection dated February 8, 2021.

The conduit payment for Chase Bank to the Trustee was not paid as ordered with the Debtor to make "post petition payments commencing February 1, 2021 through the Ch 13 Trustee". Also the Debtor made no plan payment as required under her plan for June 1, 2021

The failure to make conduit payments and failure to make plan payments is a default and is prejudicial to New Horizons since lack of payments undermines and weakens New Horizons' 2nd lien on the Debtor's residence.

The above Default must be cured within 10 days pursuant to the order of the court. Please show the receipts and proof of the conduit payments as ordered by the Court to be made for June 1, 2021 and the plan payment for June 1, 2021, to avoid the lodging of an order lifting the automatic stay.

Please contact me if you have questions.

Yours very truly,



/s/ Dean W. O'Connor
Dean W. O'Connor

Account Ledger



Case 2002088 Debtor1 SUSAN SIMPSON Trustee MANEY, EDWARD (PHOENIX, AZ)

Filter By All Claims All Payees All Transactions All Time

DATE PAID ▼	CLAIM NUMBER	CHECK NUMBER	NAME OF PARTY	DESCRIPTION	AMOUNT
06/01/2021	<u>0061</u>	<u>0676024</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
05/03/2021	<u>0061</u>	<u>0675171</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
05/03/2021		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$130.65
05/03/2021			N/A	ELECTRONIC PAYMENT	\$2010.00
04/02/2021			N/A	ELECTRONIC PAYMENT	\$2010.00
04/02/2021		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$130.65
04/01/2021	<u>0061</u>	<u>0674292</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
03/02/2021		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$264.52
03/02/2021			N/A	ELECTRONIC PAYMENT	\$4069.50
03/01/2021	<u>0011</u>	<u>100003247</u>	JP MORGAN CHASE BANK, N.A.	DISBURSEMENT CHECK (PRINCIPAL)	-\$1871.50
03/01/2021	<u>0011</u>	<u>100003247</u>	JP MORGAN CHASE BANK, N.A.	DISBURSEMENT CHECK (PRINCIPAL)	-\$1871.50
03/01/2021	<u>0061</u>	<u>0673385</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
02/04/2021		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$130.65
02/04/2021			N/A	ELECTRONIC PAYMENT	\$2010.00
02/01/2021	<u>0061</u>	<u>0672537</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
01/12/2021		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$143.65
01/12/2021			N/A	ELECTRONIC PAYMENT	\$2210.00
01/04/2021	<u>0061</u>	<u>0671689</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
01/04/2021	<u>0061</u>	<u>0671689</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
12/02/2020		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$143.71
12/02/2020			N/A	ELECTRONIC PAYMENT	\$2211.00
11/09/2020			N/A	TFS PAYMENT	\$2211.00
11/09/2020		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$143.71
11/02/2020	<u>0061</u>	<u>0669976</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
10/08/2020		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$51.02
10/08/2020			N/A	TFS PAYMENT	\$785.00

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DATE PAID ▼	CLAIM NUMBER	CHECK NUMBER	NAME OF PARTY	DESCRIPTION	AMOUNT
10/01/2020	<u>0061</u>	<u>0669119</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
09/01/2020	<u>0061</u>	<u>0668235</u>	EVERGREEN ESCROW INC.	DISBURSEMENT CHECK (PRINCIPAL)	-\$714.83
09/01/2020	<u>0011</u>	<u>100003000</u>	JP MORGAN CHASE BANK, N.A.	DISBURSEMENT CHECK (PRINCIPAL)	-\$1871.50
08/06/2020			N/A	TFS PAYMENT	\$1995.00
08/06/2020		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$129.67
08/03/2020	<u>0011</u>	<u>100002959</u>	JP MORGAN CHASE BANK, N.A.	DISBURSEMENT CHECK (PRINCIPAL)	-\$1871.50
07/07/2020			N/A	TFS PAYMENT	\$1995.00
07/07/2020		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$129.67
07/01/2020	<u>0011</u>	<u>100002916</u>	JP MORGAN CHASE BANK, N.A.	DISBURSEMENT CHECK (PRINCIPAL)	-\$1871.50
06/08/2020			N/A	TFS PAYMENT	\$1995.00
06/08/2020		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$129.67
05/07/2020		<u>0000000</u>	EDWARD MANEY, CHAPTER 13 TRUSTEE	DISBURSEMENT CHECK (PRINCIPAL)	-\$129.67
05/07/2020			N/A	TFS PAYMENT	\$1995.00